

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

RFA No. 4193 of 2002 (O&M)

Date of decision : 3.9.2015

Satpal

..... Appellant

VS

Union of India and others

.... Respondents

Present: Ms. Monika Jalota, Advocate, for the appellant.
None for Union of India.

Rajesh Bindal J.

The landowner is in appeal before this court against the award of the learned court below seeking enhancement of compensation for the acquired land.

Briefly, the facts are that vide Notification dated 16.9.1988, published on 30.9.1988, issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act'), the land situated in the area of Villages Passiana, Kheri Gujran, Bir Kheri Gujran, Sher Majra and Hajipur, Tehsil and District Patiala, was sought to be acquired by the State of Punjab for defence purposes. Notification under Section 6 of the Act was issued on 13.3.1989, published on 17.3.1989. The award was announced by the Land Acquisition Collector (for short, "the Collector") on 27.3.1991, granting compensation @ ₹ 1,50,000/- per acre for the acquired land. The learned court below vide award dated 6.4.1998 assessed the compensation for the acquired land @ ₹ 2,33,750/- per acre.

Learned counsel for the appellant submitted that the claim of the appellant is squarely covered by Division Bench judgment of this Court in LPA No. 1110 of 1999 Charanjit Kaur vs Union of India and others decided on 25.2.2005, whereby the compensation for the land acquired vide same notification was further enhanced to ₹ 4,48,159/- per acre. The appeals filed by the landowners and the State were dismissed by Hon'ble the Supreme Court vide Civil Appeal No. 7314-7365 of 2005 Union of India vs Raj Kumar Baghal Singh (dead) through LRs. decided on 9.9.2014.

No one has appeared for the Union of India at the time of hearing.

Accordingly, for the reasons mentioned in the aforesaid judgments, the present appeal is disposed of in the same terms.

3.9.2015
vs.

(Rajesh Bindal)
Judge